United Nations S/2011/38

Security Council

Distr.: General
28 January 2011

Original: English

Letter dated 25 January 2011 from the Secretary-General to the President of the Security Council

I have the honour to refer to Security Council resolution 1757 (2007) and its annex relating to the establishment of the Special Tribunal for Lebanon (the "Special Tribunal"). Pursuant to article 2, paragraph 5 (d), of the annex, I am to appoint the judges of the Special Tribunal upon the recommendation of a selection panel I establish after indicating my intentions to the Security Council. The panel is to be composed of two judges, currently sitting on or retired from an international tribunal, and the representative of the Secretary-General.

I wish to inform the Security Council of my intention to appoint a selection panel in accordance with the above-mentioned provisions to select a replacement for Judge Bert Swart (Netherlands), who is no longer able to perform his functions due to ill health, and to select a roster of three to four suitable candidates who could be appointed as judges on short notice should additional vacancies arise at the Special Tribunal in the near future. The Office of Legal Affairs of the Secretariat has commenced the process of identifying the two judges of the selection panel. Either Ms. Patricia O'Brien, Under-Secretary-General for Legal Affairs, the Legal Counsel, or Mr. Stephen Mathias, Assistant Secretary-General for Legal Affairs, shall join the selection panel as my representative.

(*Signed*) **BAN** Ki-moon

11-21950 (E) 310111

Please recycle